

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Charles A. Peyser

Application No.: 09/425,739

Confirmation No.: 9954

Filed: October 22, 1999

Art Unit: 3625

For: SYSTEMS AND METHODS FOR
DISTRIBUTING TELECOMMUNICATION
SERVICES VIA A NETWORK

Examiner: M. A. Fadok

STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.27(b)--SMALL BUSINESS CONCERN)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Assignee, Simplexity, LLC, hereby notifies the Patent and Trademark Office that it is now entitled to small entity status for the above-identified application. The previous claim of large entity status, is hereby withdrawn.

Assignee, Simplexity, LLC qualifies as a small business concern, as defined in 37 CFR § 1.2(a)(3), for purposes of paying reduced fees to the United States Patent and Trademark Office under Sections 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

Applicant believes no fee is due with this response, however, if a fee is due, please charge our Deposit Account No. 50-2228, referencing matter number 026624.0104PTUS, from which the undersigned is authorized to draw.

Dated: May 5, 2009

Respectfully submitted,

By C.W. Adams

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